

Metropolitan Water Reclamation District of Greater Chicago

100 East Erie Street
Chicago, IL 60611



Regular Board Meeting Minutes

Thursday, November 20, 2008

10:00 AM

Board Room

Board of Commissioners

*Commissioner Frank Avila, Commissioner Patricia Horton, Chairman of Finance
Gloria Alitto Majewski, Commissioner Barbara J. McGowan, Vice-President Kathleen
Therese Meany, Commissioner Cynthia M. Santos, Commissioner Debra Shore,
Commissioner Patricia Young, President Terrence J. O'Brien,*

THE FOLLOWING PROCEDURES WILL GOVERN THE MEETING PROCESS:

- 1. Board Members who vote "Nay, Present, or Abstain" or have a question on any item may request the item be removed from the Consent Agenda.**
- 2. Citizens in the audience who address the Board on any item may request the item be removed from the Consent Agenda.**
- 3. Items removed from the Consent Agenda are considered separately.**
- 4. One roll call vote is taken to cover all Consent Agenda Items.**

Call to Order

President O' Brien presiding, called the meeting to order at 10:00 a.m.

Roll Call

Present: 9 - Frank Avila; Patricia Horton; Gloria Alitto Majewski; Barbara J. McGowan; Kathleen Therese Meany; Cynthia M. Santos; Debra Shore; Patricia Young; and Terrence J. O'Brien

Approval of Previous Board Meeting Minutes

A motion was made by Gloria Alitto Majewski, seconded by Patricia Horton, that the minutes from the last meeting be approved without having to read them into the record. The motion carried by acclamation. Chorus of ayes - No nays

Recess and Reconvene as Board of Commissioners

At 11:30 President O'Brien reconvened the regular board meeting to order

Finance Committee**Report**

- 1 [08-2307](#) Report on investments purchased during October 2008

 Published and Filed
- 2 [08-2308](#) Report on the investment interest income during October 2008

 Published and Filed

Authorization

- 3 [08-2306](#) Authority to transfer 2008 departmental appropriations in the amount of \$115,000.00 in the Corporate Fund.

 Approved
- 4 [08-2361](#) Authority to add Project 08-529-3D, Retention Ponds Deepening, Lining and Modifications, Hanover Park Water Reclamation Plant to the Engineering Department Capital Improvement Program and the Capital Improvements Bond Fund, estimated cost of the project is \$19,000,000.00

 Approved

Purchasing Committee

Report

- 5 [08-2310](#) Report of bid opening of Tuesday, October 28, 2008

Published and Filed

- 6 [08-2335](#) Report on the correction of a typographical error in the board transmittal letter for authority to issue purchase order for Contract 08-045-11 Publish Invitations to Bid for Contracts and Publish Legal Notices for Original Entrance and Promotional Civil Service Examinations and Other Legal Notices for a One (1) Year Period in an amount not to exceed \$55,800.00, Account 101-20000-612360, Requisition 1258891

Published and Filed**Authorization**

- 7 [08-2318](#) Authorization to amend the board transmittal letter for authority to issue purchase order and enter into an agreement with SimplexGrinnell, L.P., to Furnish and Deliver Replacement Parts and Services for the Fire Detection System at the Stickney Water Reclamation Plant, in an amount not to exceed \$391,311.00, Account 101-69000-612780, Requisition 1245111

Approved

- 8 [08-2345](#) Authorization to increase cost estimate for Contract 08-789-13 Furnish and Deliver Three Electric Motors to the North Side Water Reclamation Plant, from \$45,000.00 to \$58,700.00, Account 101-67000-634600, Requisition 1235984

Approved

- 9 [08-2356](#) Authorization to amend board transmittal letter, to exercise an option to extend and amend agreement with Integrys Energy Services, Inc., for Contract 06-RFP-01, Procurement of Electric Energy Service, for a period of time not to exceed an additional three years in an amount not to exceed \$150,000,000.00, subject to the District obtaining an acceptable "trigger" price, Accounts 101-15000/67000/68000/69000-612150

Approved**Authority to Advertise**

- 10 [08-2305](#) Authority to advertise Contract 09-938-11 Services to Maintain Uninterruptible Power Systems in the Stickney Water Reclamation Plant Area and Waterways Control Room, estimated cost \$117,000.00, Accounts 101-66000/69000-612650/612680, Requisitions 1255752 and 1256352

Approved

- 11 [08-2314](#) Authority to advertise Contract 09-821-11 Services to Rebuild Rotating Assemblies for the Calumet Water Reclamation Plant, estimated cost \$100,000.00, Account 101-68000-612600, Requisition 1256311
Approved
- 12 [08-2317](#) Authority to advertise Contract 09-636-11 Furnish and Deliver Hydrogen Peroxide and Maintain a Hydrogen Peroxide Injection System at the Stickney Water Reclamation Plant, estimated cost \$400,000.00, Account 101-69000-623560, Requisition 1256416
Approved
- 13 [08-2321](#) Authority to advertise Contract 09-006-11 Furnish and Deliver Janitorial Supplies to Various Locations for a One (1) Year Period, estimated cost \$84,000.00, Accounts 101-20000-623110, 623170, 623660
Approved
- 14 [08-2323](#) Authority to advertise Contract 09-041-11 Furnish and Deliver Data Storage Cartridges to Various Locations for a One (1) Year Period, estimated cost \$87,000.00, Account 101-20000-623810
Approved
- 15 [08-2331](#) Authority to advertise Contract 09-711-11 Services to Repair Boilers, Chillers, HVAC Equipment and Appurtenances at the Kirie Water Reclamation Plant, estimated cost \$150,000.00, Account 101-67000-612680, Requisition 1259075
Approved
- 16 [08-2338](#) Authority to advertise Contract 09-104-11, Furnish and Deliver a Maintenance Service Contract for Laboratory Balances and YSI Meters for the Research and Development Department at various locations, estimated cost \$16,565.00, Account 101-16000-612970, Requisition 1256389.
Approved

Issue Purchase Order

- 17 [08-2315](#) Issue purchase order to Yellow Springs, Inc., to Furnish and Deliver Multi-Parameter Water Quality Loggers and Optical Oxygen Sensors, in an amount not to exceed \$35,883.00, Account 101-16000-623570, Requisition 1242865
Approved
- 18 [08-2319](#) Issue purchase order and enter into an agreement with The Spencer Turbine Company, to Rebuild a Spencer Gas Booster Turbine, in an amount not to exceed \$10,538.00, Account 101-68000-612650, Requisition 1242203
Approved

- 19 [08-2334](#) Issue purchase order to Marshall-Bond Pumps, Inc., to Furnish and Deliver Parts for Dorr-Oliver Grinders, in an amount not to exceed \$170,000.00, Account 101-69000-623270, Requisition 1252938
Approved
- 20 [08-2336](#) Issue purchase order and enter into an agreement with Thermo LabSystems, Inc., for renewal licenses and software upgrades for the Laboratory Information Management System, in an amount not to exceed \$191,618.44, Account 101-16000-612820, Requisition 1251039
Approved
- 21 [08-2337](#) Issue purchase order and enter into an agreement with ManSci Inc., to Furnish, Deliver and Install a PC-Titrate TitraSip System with Large Autosampler, in an amount not to exceed \$43,757.50, Account 101-16000-634970, Requisition 1255076
Approved
- 22 [08-2341](#) Issue purchase order for Contract 08-418-12 Furnish and Deliver Fifty-Two (52) Multi-Functional Photocopier Devices and a Five-Year Repair Service, Supplies and Maintenance Agreement at Various Locations, to Distinctive Business Products, d/b/a Chicago Office Technology Group, in an amount not to exceed \$374,300.00, Account 101-15000-634800, 623810, 612800, Requisition 1239553
Deferred by Barbara J. McGowan
- 23 [08-2351](#) Issue purchase order to Emerson Process Management Power & Water Solutions, Inc., in accordance with Agreement Number 2/2000, Revision 2, for system engineer services for the distributed control system at the Egan, Kirie and Hanover Park Water Reclamation Plants, in an amount not to exceed \$793,300.00, for a three-year period, Account 101-67000-612650, Requisition 1244527
Approved
- 24 [08-2362](#) Issue a purchase order and enter into an agreement for Contract 08-RFP-10 (Re-Bid) Services of Onsite Training for Arc Flash Safety, with Littelfuse, Inc., in an amount not to exceed \$17,820.00, Accounts 101-67000-601100, 101-68000-601100, 101-69000-601170 Requisitions 1226828, 1226839, and 1227286
Approved
- 25 [08-2363](#) Issue purchase order for Contract 08-118-11 Furnish, Deliver and Install a Liquid Chromatograph/Mass Spectrometer, to Agilent Technologies, Inc., in an amount not to exceed \$248,712.19, Account 101-16000-634970, Requisition 1246140
Approved

Award Contract

- 26 [08-2346](#) Authority to award Contract 08-036-12 Furnish and Deliver Salt and Calcium Chloride to Various Locations for a One (1) Year Period, to Atlas & Associates, Inc., in an amount not to exceed \$39,000.00, Account 101-20000-623130
Approved
- 27 [08-2350](#) Authority to award Contract 08-038-11 Furnish and Deliver Fiberglass Ladders to Various Locations for a One (1) Year Period to W.W. Grainger, Inc., in an amount not to exceed \$19,983.30, Account 101-20000-623680
Approved
- 28 [08-2353](#) Authority to award Contract 08-032-11 Furnish and Deliver Coveralls, Rainwear and Boots to Various Locations for a One (1) Year Period, Group A to HP Products Corporation, in an amount not to exceed \$38,680.20, Group B to Global Protection Acquisition Inc., in an amount not to exceed \$8,281.95 and Group C to Safety Supply Illinois, in an amount not to exceed \$28,189.50, Account 101-20000-623700
Approved
- 29 [08-2354](#) Authority to award Contract 08-879-12 (Re-Bid) Door Replacement and Repairs in the Calumet Service Area, to Builders Chicago Corporation, in an amount not to exceed \$34,000.00, Account 101-68000-612680, Requisition 1240582
Approved

Increase Purchase Order/Change Order

- 30 [08-2311](#) Authority to increase purchase order for Contract 08-107-11, Maintenance and Inspection of Lysimeters and Monitoring Wells for the Research and Development Department for a two-year period, to Patrick Engineering, Inc., in an amount of \$35,000.00, from an amount of \$36,750.00 to an amount not to exceed \$71,750.00, Account 101-16000-612490, Purchase Order 3048907
Approved
- 31 [08-2324](#) Authority to increase purchase order and amend the agreement with EA Engineering Science and Technology, Inc., for Contract 06-RFP-20, Identification of Benthic Invertebrates Collected from Chicago Area Waterways, in an amount of \$36,355.00, from an amount of \$61,900.00, to an amount not to exceed \$98,255.00, Account 101-16000-601170, Purchase Order 3047298
Approved

- 32 [08-2325](#) Authority to increase Contract 07-630-11, Furnishing and Delivering Ferric Chloride to the Calumet and Egan Water Reclamation Plants, to Kemira Water Solutions, Inc., in an amount of \$250,000.00, from an amount of \$1,040,832.00, to an amount not to exceed \$1,290,832.00, Account 101-67000, 68000-623560, Purchase Orders 5000783 and 5000784
Approved
- 33 [08-2327](#) Authority to decrease Contract 07-951-11, Truck Hauling of Direct Haul Centrifuge Cake from the Stickney Water Reclamation Plant to Various Locations, to Big "O" Movers and Storage, Inc., in an amount of \$1,222,000.00, from an amount of \$2,220,000.00, to an amount not to exceed \$998,000.00, Account 101-69000-612520, Purchase Order 5000690
Approved
- 34 [08-2340](#) Authority to increase purchase order and amend the agreement with Earth Tech, Inc. for designing New Sludge Thickening Facilities at Stickney WRP, in an amount of \$2,881,521.00, from an amount of \$7,516,372.00 to an amount not to exceed \$10,397,893.00, Account 401-50000-601420, Purchase Order 3038574 (*As Revised*)
Barbara J. McGowan lifted her earlier deferral
Approved
- 35 [08-2342](#) Authority to increase Contract 04-299-2P, Improvements to Aeration Batteries A, B, C, E1, and E2 at Calumet Water Reclamation Plant, to F.H. Paschen/S.N. Nielsen & Associates, L.L.C., in an amount of \$37,338.31, from an amount of \$20,391,000.00 to an amount not to exceed \$20,428,338.31, Accounts 101-50000-612650, 401-50000-645650, and 645750, Purchase Order 5000831
Approved
- 36 [08-2344](#) Authority to increase Contract 03-296-3M Installation of Central Boiler Facility at Calumet Water Reclamation Plant, to IHC Construction Companies, LLC, in an amount of \$45,656.03, from an amount of \$28,911,312.63 to an amount not to exceed \$28,956,968.66, Account 401-50000-645650, Purchase Order 5000458
Approved
- 37 [08-2347](#) Authority to increase Contract 00-473-1D (Re-bid) Replace Casework, Fume Hoods, and Miscellaneous Work, John E. Egan Water Reclamation Plant to IHC/KED, a Joint Venture, in an amount of \$210,102.60, from an amount of \$7,383,477.49 to an amount not to exceed \$7,593,580.09, Accounts 101-50000-612680, 201-50000-645680, and 401-50000-645780, Purchase Order 5000624
Approved

- 38 [08-2355](#) Authority to increase purchase order and amend agreement with MWH Americas, Inc., for professional engineering services for Chicago Underflow Plan (CUP) O'Hare Reservoir Repair and Rehabilitation, North Branch of Chicago River and North Shore Channel Restoration, in an amount of \$318,483.00, from an amount of \$1,998,542.00 to an amount not to exceed \$2,317,025.00, Account 401-50000-601420, Purchase Order 3049876
Approved
- 39 [08-2357](#) Authority to increase purchase order and amend the agreement with Noble & Associates in pending Workers' Compensation matters in an amount of \$50,000.00, from an amount of \$159,900.00 to an amount not to exceed \$209,900.00. Account 101-30000-601170, Purchase Order 3044160
Approved
- 40 [08-2358](#) Authority to increase Contract 91-177-AE Computer and Instrumentation Control Room at Stickney Water Reclamation Plant, to Divane Brothers Electric Company, in an amount of \$1,882.09, from an amount of \$40,783,225.17 to an amount not to exceed \$40,785,107.26, Account 401-50000-645650, Purchase Order 5000594
Approved

Engineering Committee

Authorization

- 41 [08-2304](#) Authority to accept Ordinance No. 2008-10-1J from the Village of Rosemont, an Illinois Municipal Corporation, for a perpetual easement within the public right-of-way of Bryn Mawr Avenue to allow for the construction, repair, maintenance, and operation of the Upper Des Plaines 12 Intercepting Sewer in connection with the Upper Des Plaines 12 &13B Rehabilitation (ROW File No. 3, Contract 03-122-3S)
Approved

Judiciary Committee

Report

- 42 [08-2332](#) The Attorney reports on the Settlement of Workers' Compensation Claims
Published and Filed

Authorization

- 43 [08-2297](#) Authority to settle the Affirmative Action Show Cause matter for failure to comply with Revised Appendix D with general contractor Kenny, Kiewit, Shea J.V., a joint venture consisting of Kenny Construction Company, Kiewit Construction Company, and J.F. Shea Construction, Inc., (hereinafter "KKS"), in the amount of \$291,915.70 for PCE goal contract participation deficiency/shortfall, Case Number 05-006, Contract No. 75-208-2H
Approved
- 44 [08-2298](#) Authority to settle tax rate objections for the years 2003 through 2005 for an estimated amount of \$1,366,725.00
Approved
- 45 [08-2301](#) Authority to pay preliminary just compensation for the "quick-take" of two temporary easements and one permanent easement for the "39th Street Conduit Rehabilitation Phase I Bypass Tunnel, Contract No. 01-103-2S," from the Apostolic Faith Church, Chicago, Illinois in the amount of \$200,000.00 in the eminent domain law suit entitled The Metropolitan Water Reclamation District v. Apostolic Faith Church Case No. 08 L 50754 in the Circuit Court of Cook County. Account 401-50000-667340
Approved
- 46 [08-2302](#) Authority to settle the Workers' Compensation Claim of Edward Chesser vs. MWRDGC, #08WC 01019, Illinois Workers' Compensation Commission in the sum of \$10,257.92. Account 901-30000-601090
Approved
- 47 [08-2303](#) Authority to settle the Workers' Compensation Claim of John Gelato vs. MWRDGC, #08WC 35586, Illinois Workers' Compensation Commission in the sum of \$18,118.62. Account 901-30000-601090
Approved
- 48 [08-2326](#) Authority to settle Marigold, Inc.'s 2004-2007 user charge indebtedness for a total payment of \$166,833.63, and to enter into a three-year installment payment plan, Board Appeal No. 06B-001 (*As Revised*)
Approved

Labor & Industrial Relations Committee

Authorization

- 49 [08-2333](#) Authority to Approve the Agreement Between the Metropolitan Water Reclamation District of Greater Chicago and the National Conference of Firemen and Oilers, Local No. 7, Affiliated with SEIU
Approved

- 50 [08-2364](#) Authority to Approve the Agreement Between the Metropolitan Water Reclamation District of Greater Chicago and the International Union of Operating Engineers, Local 399 (AFL-CIO)

 Approved

Real Estate Development Committee

Authorization

- 51 [08-2349](#) Authority to amend easement granted to SprintCom, Inc. to provide for the relocation of antennas located atop of the Sludge Disposal Building to a new temporary location at the Stickney Water Reclamation Plant in Stickney, Illinois. Consideration for the amendment shall be a nominal fee of \$10.00

 Approved

Approval of the Consent Agenda with the exception of Items: 22 and 52

A motion was made by Gloria Alitto Majewski, seconded by Patricia Horton, to Approve the Consent Agenda. The motion carried by the following roll call vote:

Aye: 7 - Patricia Horton, Gloria Alitto Majewski, Barbara J. McGowan, Cynthia M. Santos, Debra Shore, Patricia Young, Terrence J. O'Brien

Absent: 2 - Frank Avila, Kathleen Therese Meany

Miscellaneous and New Business

- 52 [08-2365](#) MEMORIAL RESOLUTION sponsored by the Board of Commissioners extending sympathy and condolences to the family of Joanne H. Alter

 A motion was made by Patricia Young, seconded by Gloria Alitto Majewski, that this Memorial Resolution be Adopted. The motion carried by acclamation. Chorus of ayes - No nays

Meeting Summary

Speakers

Ron Polokoff, representing Ricoh Business Solutions, asked the Board to reconsider issuing the Purchase Order for Contract 08-418-12 (Re: Purchasing Item 22)

Mary Trinity, private citizen of the City of Chicago, asked the Board to reconsider her claim pertaining to the rain event of August 4, 2008.

George Blakemore, a private prtizen, addressed the Board regarding diversity in the District's Engineering staff.

Summary of Requests

Kathleen Therese Meany asked that all future transmittal letters authorizing the issuance of a purchase order and agreement to a sole source provider include the location of the company's home base (Re: Purchasing Item #23)

Several Commissioners requested the District hold a Meet and Greet to introduce engineering firms after the first of the year, prior to sending contracts out to bid (Re: Purchasing Item #38)

Cynthia Santos asked Frank Avila to supply a list of the firms he received calls from, to ensure they receive invitations to the Meet and Greet (Re: Purchasing Item #38)

Patricia Young asked that the Meet and Greet be held on District Property (Re: Purchasing Item #38)

Cynthia Santos asked that we contact Tom La Porte for a copy of the report pertaining to Mary Trinity's claim.

Study Session

None

Announcements

*The Annual Meeting will be held on Tuesday, December 2, 2008 at 2:00 p.m.
Installation of re-elected Commissioners will take place at the Annual Meeting.*

Board Letter Submission Dates

The next regular board meeting is scheduled for December 4, 2008, please prepare and submit Board items before the following absolute cutoff dates.

Date agenda items are due to the Purchasing Agent for signature and preparation: November 21, 2008

Date Board letters are due to the General Superintendent: 1:00 p.m., November 26, 2008

Adjournment

A motion was made by Patricia Horton, seconded by Gloria Alitto Majewski, that when the Board adjourns it adjourns to meet on Thursday, December 4, 2008, at 10:00 a.m. and that today's meeting be adjourned. The motion carried by acclamation. Chorus of ayes - No nays

**/s/ Jacqueline Torres
Clerk**

APPROVAL:

In accordance with the provisions of 70ILCS 2605/4, each of the foregoing agenda items duly adopted by the Board of Commissioners of the Metropolitan Water Reclamation District of Greater Chicago this November 20, 2008, are hereby approved.

APPROVED:

/s/ Terrence J. O'Brien

President Board of Commissioners of the
Metropolitan Water Reclamation District of Greater Chicago

November 20, 2008